

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
WICHITA FALLS DIVISION**

X CORP., )  
              )  
              )  
*Plaintiff,* )  
v.           )  
              )  
WORLD FEDERATION OF )  
ADVERTISERS; MARS, )  
INCORPORATED; CVS HEALTH )  
CORPORATION; ØRSTED A/S; and )  
TWITCH INTERACTIVE, INC., )  
              )  
              )  
*Defendants.* )  
              )  
              )  
              )  
              )  
              )

Civil Action No. 24-cv-00114-B

**JOINT MOTION TO EXTEND DEADLINES  
AND IMPLEMENT JOINT BRIEFING SCHEDULE**

Plaintiff X Corp. (“X” or “Plaintiff”) and Defendants World Federation of Advertisers (“WFA”); Mars, Incorporated (“Mars”); CVS Health Corporation (“CVS”); and Ørsted A/S (“Ørsted”) (collectively, the “Defendants,” and with Plaintiff, the “Parties”) respectfully file this Joint Motion to Extend Deadlines and Implement Joint Briefing Schedule (the “Motion”) and urge that it be granted.

On August 13, 2024, Plaintiff filed this action alleging antitrust claims under Section 1 of the Sherman Act. *See* Complaint (ECF No. 1). On November 18, 2024, Plaintiff filed its First Amended Complaint. By order of the Court (ECF. No. 65), the deadline for Defendants and Twitch Interactive, Inc. (“Twitch”) to answer or otherwise respond to Plaintiff’s Complaint was extended to January 24, 2025.

Plaintiff has now informed Defendants of its intention to seek leave to file a Second Amended Complaint, in which it will add multiple additional defendants. The Parties therefore

seek to extend deadlines to allow time for Defendants to evaluate the proposed Second Amended Complaint, and negotiate a joint briefing schedule as applicable, if it is accepted by the Court. (Twitch has advised the Parties that it is in the process of retaining Texas counsel and that it is in agreement with the Parties' proposal, as set forth below.)

Good cause exists for these extensions. *See Fed. R. Civ. P. 6(b)(1)(A).* In light of Plaintiff's intention to seek leave to file a Second Amended Complaint, a joint briefing schedule and extended deadlines will facilitate more efficient, streamlined briefing among the Defendants, and promote judicial efficiency. Accordingly, the Parties respectfully request the following extensions to the currently applicable deadlines, incorporating the same time intervals set forth in the Court's prior scheduling order (ECF No. 65):

1. The deadline for Defendants (including Twitch) to answer or otherwise respond to Plaintiff's Amended Complaint is adjourned until February 14, 2025. Plaintiff's deadline to respond to Defendants' responsive motions is April 8, 2025. Defendants' deadline to file reply briefs is June 10, 2025.

2. By no later than January 20, 2025, Plaintiff will share with the existing Defendants a draft of the proposed Second Amended Complaint.

3. By no later than January 23, 2025, Defendants will advise Plaintiff whether they intend to oppose Plaintiff's anticipated motion for leave to file the proposed Second Amended Complaint.

4. By no later than January 24, 2025, Plaintiff will file a motion for leave to file the Second Amended Complaint.

- If the motion is opposed, Defendants will file their response to Plaintiff's motion for leave to file the Second Amended Complaint by February 14.
- If the motion is unopposed, Defendants will have no obligation to respond to the Amended Complaint and will instead respond to the Second Amended Complaint in accordance with the following paragraphs.

5. If the Court grants Plaintiff leave to file the Second Amended Complaint, within 21 days, the parties—including any newly added defendants that have been served or have agreed to waive service—will confer and submit to the Court a proposed consolidated schedule for moving to dismiss or otherwise responding to the Second Amended Complaint. The Parties will use their reasonable best efforts to agree on a coordinated response deadline for all defendants.

6. Plaintiff will not seek further leave to amend the Second Amended Complaint to name additional defendants unless and until defendants' anticipated motions to dismiss are denied such that they are required to file answers to the operative complaint, as may be necessary, and the Court enters a Scheduling Order.

This joint briefing schedule will be in the interests of justice and judicial economy and does not prejudice any Party. Accordingly, the Parties respectfully urge that the Court grant this Joint Motion and extend the requested deadlines.

Dated: January 10, 2025

Respectfully submitted,

*/s/ John C. Sullivan*

John C. Sullivan  
Texas Bar No. 24083920  
john.sullivan@the-sl-lawfirm.com  
Jace R. Yarbrough  
Texas Bar No. 24110560  
jace.yarbrough@the-sl-lawfirm.com  
S|L LAW PLLC  
610 Uptown Boulevard, Suite 2000  
Cedar Hill, TX 75104  
Phone: (469) 523-1351

Christopher G. Renner (admitted *pro hac vice*)  
D.C. Bar No. 1025699  
cgrenner@dhillonlaw.com  
Jonathan M. Shaw (admitted *pro hac vice*)  
Virginia Bar No. 98497  
jshaw@dhillonlaw.com  
Andrew K. Mann (admitted *pro hac vice*)  
Virginia Bar No. 77021  
akmann@dhillonlaw.com  
DHILLON LAW GROUP, INC.  
2121 Eisenhower Avenue, Suite 608  
Alexandria, VA 22314

*Attorneys for Plaintiff X Corp.*

*/s/ George M. Kryder*

---

Jason M. Powers  
Texas Bar No. 24007867  
jpowers@velaw.com  
VINSON & ELKINS LLP  
845 Texas Ave., Suite 4700  
Houston, TX 77002  
Phone (713) 758-2222

George M. Kryder  
Texas Bar No. 11742900  
gkryder@velaw.com  
Avery Westerlund  
State Bar No. 24125453  
awesterlund@velaw.com  
VINSON & ELKINS LLP  
2001 Ross Avenue, Suite 3900  
Dallas, TX 75201-2975  
Phone (214) 220-7700

Stephen Medlock (admitted *pro hac vice*)  
D.C. Bar No. 995636  
smedlock@velaw.com  
Adam Hudes (admitted *pro hac vice*)  
D.C. Bar No. 495188  
ahudes@velaw.com  
VINSON & ELKINS LLP  
2200 Pennsylvania Avenue NW  
Suite 500 West  
Washington, DC 20037  
Phone: (202) 639-6578

*Attorneys for Defendant Ørsted A/S*

*/s/ C. Jason Fenton*

Jonathan Bradley Pitt (admitted *pro hac vice*)

jpitt@wc.com

Nicholas G. Gamse (admitted *pro hac vice*)

ngamse@wc.com

Kimberly Broecker (admitted *pro hac vice*)

kbroecker@wc.com

WILLIAMS & CONNOLLY LLP

680 Maine Avenue SW

Washington, DC 20024

Phone: (202) 434-5000

Thomas C. Riney

Texas Bar No. 16935100)

tom.riney@uw.com

C. Jason Fenton

Texas Bar No. 24087505)

jason.fenton@uwlaw.com

UNDERWOOD LAW FIRM, P.C.

500 S. Taylor, Suite 1200

Amarillo, TX 79101

Phone: (806) 379-5613

Brad R. Timms

Texas Bar No. 24088535

brad.timms@uwlaw.com

UNDERWOOD LAW FIRM, P.C.

600 Bailey Ave., Suite 200

Fort Worth, TX 76107

Phone: (817) 885-7529

*Attorneys for Defendant CVS Health Corporation*

*/s/ Ralph H. Duggins*

Karen Hoffman Lent (admitted *pro hac vice*)

karen.lent@skadden.com

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP

One Manhattan West

New York, NY 10001

Phone: (212) 735-3276

Noelle M. Reed

State Bar No. 24044211

noelle.reed@skadden.com

SKADDEN, ARPS, SLATE, MEAGHER & FLOM, LLP

1000 Louisiana Street, Suite 6800

Houston, TX 77002

Phone: (713) 655-5122

Ralph H. Duggins

State Bar No. 06183700

rduggins@canteyhanger.com

Philip Vickers

State Bar No. 24051699

pvickers@canteyhanger.com

Kate Hancock

State Bar No. 24106048

khancock@canteyhanger.com

CANTEY HANGER LLP

600 West 6th Street, Suite 300

Fort Worth, TX 76102

Phone: (817) 877-2800

*Attorneys for Defendant Mars, Incorporated*

/s/ David C. Miller

David C. Miller  
Texas Bar No. 24110114

dmiller@bradley.com

William S. Snyder  
Texas Bar No. 00786250

wsnyder@bradley.com

Samuel T. Acker  
Texas Bar No. 24100111

sacker@bradley.com

BRADLEY ARANT BOULT CUMMINGS LLP

Fountain Place

1445 Ross Ave., Suite 3600

Dallas, TX 75202

Phone: (214) 597-9800

Fax: (214) 939-8787

Charles E. Elder (admitted *pro hac vice*)

Tennessee Bar No. 038250

celder@bradley.com

BRADLEY ARANT BOULT CUMMINGS LLP

1221 Broadway, Suite 2400

Nashville, TN 37203

Phone: (615) 252-3597

Fax: (615) 252-6380

*Attorneys for Defendant World Federation of  
Advertisers*

**CERTIFICATE OF SERVICE**

I certify that on January 10, 2025, a true and correct copy of the foregoing instrument was served on all counsel of record using the Court's electronic filing system.

*/s/ C. Jason Fenton* \_\_\_\_\_